

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SIXTY-EIGHTH LEGISLATIVE DAY
FRIDAY, MARCH 18, 2022

Senate Chamber

President Pro Tempore Winder called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senators Agenbroad, Crabtree, Lodge, and Stennett, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Mark Vincent, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 17, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

Senators Agenbroad, Crabtree, and Lodge were recorded present at this order of business.

March 18, 2022

The JUDICIARY AND RULES Committee reports that [S 1406](#), [S 1407](#), [S 1408](#), and [S 1409](#) have been correctly printed.

LAKEY, Chairman

[S 1406](#), [S 1407](#), [S 1408](#), and [S 1409](#) were referred to the Finance Committee.

March 18, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports out [H 499](#), [H 583](#), [H 589](#), [H 610](#), [H 703](#), and [H 762](#) with the recommendation that they do pass.

PATRICK, Chairman

[H 499](#), [H 583](#), [H 589](#), [H 610](#), [H 703](#), and [H 762](#) were filed for second reading.

The Senate advanced to the Eighth Order of Business.

Messages from the Governor

Senator Stennett was recorded present at this order of business.

March 17, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 17, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1236](#), [S 1256](#), [S 1258](#), [S 1266](#), [S 1283](#),
[S 1349](#), and [S 1359](#)

Sincerely,
/s/ Brad Little
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 17, 2022

Dear Mr. President:

I transmit herewith [H 768](#), which has passed the House.

MAULIN, Chief Clerk

[H 768](#) was filed for first reading.

March 17, 2022

Dear Mr. President:

I return herewith [S 1285](#), as amended, [S 1330](#), as amended, [S 1353](#), [S 1289](#), as amended, [S 1321](#), [S 1322](#), [S 1323](#), [S 1324](#), [S 1325](#), [S 1354](#), [S 1355](#), [SCR 120](#), and [S 1301](#), which have passed the House.

MAULIN, Chief Clerk

[S 1285](#), as amended, [S 1330](#), as amended, [S 1353](#), [S 1289](#), as amended, [S 1321](#), [S 1322](#), [S 1323](#), [S 1324](#), [S 1325](#), [S 1354](#), [S 1355](#), [SCR 120](#), and [S 1301](#) were referred to the Judiciary and Rules Committee for enrolling.

March 17, 2022

Dear Mr. President:

I transmit herewith Enrolled [HCR 30](#), [HCR 37](#), [HCR 39](#), [HCR 45](#), [HCR 41](#), [HCR 47](#), [H 539](#), [H 679](#), and [H 565](#), as amended in the Senate, for the signature of the President.

MAULIN, Chief Clerk

The President Pro Tempore signed Enrolled [HCR 30](#), [HCR 37](#), [HCR 39](#), [HCR 45](#), [HCR 41](#), [HCR 47](#), [H 539](#), [H 679](#), and [H 565](#), as amended in the Senate, and ordered them returned to the House.

March 17, 2022

Dear Mr. President:

I return herewith Enrolled [SCR 121](#), [SCR 114](#), [SCR 115](#), and [SCR 118](#), which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled [SCR 121](#), [SCR 114](#), [SCR 115](#), and [SCR 118](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

March 17, 2022

Dear Mr. President:

I return herewith Enrolled [S 1253](#), [S 1240](#), [S 1334](#), [S 1366](#), [S 1365](#), [S 1364](#), [S 1363](#), [S 1369](#), [S 1370](#), [S 1371](#), and [S 1319](#), which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled [S 1253](#), [S 1240](#), [S 1334](#), [S 1366](#), [S 1365](#), [S 1364](#), [S 1363](#), [S 1369](#), [S 1370](#), [S 1371](#), and [S 1319](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

**Introduction, First Reading, and Reference of Bills,
House Petitions, Resolutions, and Memorials**

**S 1410
BY FINANCE COMMITTEE
AN ACT**

RELATING TO THE APPROPRIATION TO THE DIVISION OF VETERANS SERVICES; APPROPRIATING MONEYS TO THE DIVISION OF VETERANS SERVICES FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING ADDITIONAL MONEYS TO THE DIVISION OF VETERANS SERVICES FOR FISCAL YEAR 2022; REDUCING THE APPROPRIATION TO THE DIVISION OF VETERANS SERVICES FOR THE BLACKFOOT CEMETERY FOR FISCAL YEAR 2022; PROVIDING REAPPROPRIATION AUTHORITY FOR THE FEDERAL GRANT FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE COVID-19 RELIEF FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE AMERICAN RESCUE PLAN FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE VETERANS HOME ENDOWMENT INCOME FUND; PROVIDING REAPPROPRIATION AUTHORITY FOR THE VETERANS RECOGNITION INCOME FUND; AND DECLARING AN EMERGENCY.

**S 1411
BY FINANCE COMMITTEE
AN ACT**

RELATING TO THE APPROPRIATION TO THE WORKFORCE DEVELOPMENT COUNCIL; APPROPRIATING MONEYS TO THE WORKFORCE DEVELOPMENT COUNCIL FOR FISCAL YEAR 2023; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; PROVIDING AGENCY DIRECTION; PROVIDING REAPPROPRIATION AUTHORITY; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1410](#) and [S 1411](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 768](#), by Appropriations Committee, was introduced, read the first time at length, and referred to the Finance Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

[H 673](#), by Revenue and Taxation Committee, was read the second time at length and filed for third reading.

[H 772](#), [H 773](#), and [H 776](#), by Appropriations Committee, were read the second time at length and filed for third reading.

[H 481](#), [H 509](#), and [H 715](#), by Revenue and Taxation Committee, were read the second time at length and filed for third reading.

[H 728](#), as amended in the Senate, by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1367](#), as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, [S 1360](#) retained its place on the Third Reading Calendar for one legislative day.

[S 1398](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Anthon arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Woodward, Zito. Total - 30.

NAYS—Burgoyne, Semmelroth, Stennett, Ward-Engelking, Wintrow. Total - 5.

Total - 35.

Whereupon the President Pro Tempore declared [S 1398](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1405](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Woodward, Zito. Total - 28.

NAYS–Burgoyne, Nelson, Nye, Semmelroth, Stennett, Ward-Engelking, Wintrow. Total - 7.

Total - 35.

Whereupon the President Pro Tempore declared [S 1405](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1362](#), as amended, as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ricks arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Bayer, Cook, Crabtree, Den Hartog, Lakey, Lent, Martin, Nye, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Zito. Total - 16.

NAYS–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Grow, Guthrie, Harris, Heider, Lee, Lodge, Nelson, Patrick, Semmelroth, Stennett, Ward-Engelking, Winder, Wintrow, Woodward. Total - 19.

Total - 35.

Whereupon the President Pro Tempore declared that [S 1362](#), as amended, as amended, had failed to pass the Senate and ordered the bill filed in the office of the Secretary of the Senate.

[H 612](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Zito. Total - 33.

NAYS–Woodward. Total - 1.

Absent and excused–Stennett. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [H 612](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

[H 650](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Cook, Crabtree, Den Hartog, Grow, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Woodward, Zito. Total - 30.

NAYS–Burtenshaw, Guthrie, Nye, Wintrow. Total - 4.

Absent and excused–Stennett. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [H 650](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

[H 571](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Zito arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Bayer, Cook, Den Hartog, Harris, Heider, Lakey, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Winder, Zito. Total - 16.

NAYS–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Crabtree, Grow, Guthrie, Lee, Lent, Lodge, Martin, Nelson, Nye, Semmelroth, Stennett, Ward-Engelking, Wintrow, Woodward. Total - 19.

Total - 35.

Whereupon the President Pro Tempore declared that [H 571](#), as amended in the Senate, had failed to pass the Senate and ordered the bill returned to the House.

[H 640](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Crabtree arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 32.

NAYS–Bayer, Vick, Zito. Total - 3.

Total - 35.

Whereupon the President Pro Tempore declared [H 640](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

[H 723](#), as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Thayn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES–Agenbroad, Anthon, Bayer, Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 31.

NAYS–None.

Absent and excused–Blair (Johnson), Nelson, Souza, Vick. Total - 4.

Total - 35.

Whereupon the President Pro Tempore declared [H 723](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

On request by Senator Anthon, granted by unanimous consent, [H 658](#) was placed before the Senate for consideration at this time.

[H 658](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Patrick, Rice, Souza, Thayn, VanOrden (Bair), Winder, Woodward. Total - 21.

NAYS—Bayer, Blair (Johnson), Burgoyne, Guthrie, Nelson, Nye, Ricks, Riggs, Semmelroth, Stennett, Vick, Ward-Engelking, Wintrow, Zito. Total - 14.

Paired and voting included in roll call:

AYE - Lee	NAY - Blair (Johnson)
AYE - Patrick	NAY - Vick
AYE - Harris	NAY - Nelson
AYE - Souza	NAY - Semmelroth

Total - 35.

Whereupon the President declared [H 658](#) passed, title was approved, and the bill ordered returned to the House.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Lee, that all rules of the Senate interfering with the immediate passage of [H 728](#), as amended in the Senate, be suspended; that the portions of Section 15, Article 3, of the Constitution of the State of Idaho requiring all bills to be read on three several days be dispensed with, this being a case of urgency, and that [H 728](#), as amended in the Senate, be read the third time at length, section by section, and be put upon its final passage. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 31.

NAYS—None.

Absent and excused—Blair (Johnson), Nelson, Souza, Vick. Total - 4.

Total - 35.

More than two-thirds having voted in the affirmative, the President Pro Tempore declared the rules suspended.

President Pro Tempore Winder called Senator Lee to the Chair.

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 31.

NAYS—None.

Absent and excused—Blair (Johnson), Nelson, Souza, Vick. Total - 4.

Total - 35.

Whereupon the Acting President declared [H 728](#), as amended in the Senate, passed, title was approved, and the bill ordered returned to the House for possible concurrence.

President Pro Tempore Winder assumed the Chair.

Moved by Senator Anthon, seconded by Senator Harris, that all rules of the Senate interfering with the immediate consideration of [S 1367](#), as amended, be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Ricks, Riggs, Semmelroth, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Zito. Total - 29.

NAYS—None.

Absent and excused—Blair (Johnson), Nelson, Rice, Souza, Vick, Woodward. Total - 6.

Total - 35.

More than two-thirds having voted in the affirmative, the President Pro Tempore declared the rules suspended and announced that [S 1367](#), as amended, was before the Senate for final consideration.

[S 1367](#), as amended, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lodge arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Burgoyne, Burtenshaw, Cook, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Ricks, Riggs, Semmelroth, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow. Total - 25.

NAYS—Bayer, Crabtree, Den Hartog, Zito. Total - 4.

Absent and excused—Blair (Johnson), Nelson, Rice, Souza, Vick, Woodward. Total - 6.

Total - 35.

Whereupon the President Pro Tempore declared [S 1367](#), as amended, passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Anthon, granted by unanimous consent, [H 689](#) was placed before the Senate for consideration at this time.

[H 689](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider,

Lakey, Lee, Lent, Lodge, Martin, Nye, Patrick, Ricks, Riggs, Semmelroth, Stennett, Thayne, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Zito. Total - 29.

NAYS--None.

Absent and excused--Blair (Johnson), Nelson, Rice, Souza, Vick, Woodward. Total - 6.

Total - 35.

Whereupon the President Pro Tempore declared [H 689](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, all Senate bills, were placed at the head of the Third Reading Calendar, followed by House Appropriations bills, followed by remaining House bills.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Sixth Order of Business.

Reports of Standing Committees

March 18, 2022

The JUDICIARY AND RULES Committee reports that [S 1410](#) and [S 1411](#) have been correctly printed.

LAKEY, Chairman

[S 1410](#) and [S 1411](#) were referred to the Finance Committee.

March 18, 2022

The JUDICIARY AND RULES Committee reports that [S 1285](#), as amended, [S 1330](#), as amended, [S 1353](#), [S 1289](#), as amended, [S 1321](#), [S 1322](#), [S 1323](#), [S 1324](#), [S 1325](#), [S 1354](#), [S 1355](#), [SCR 120](#), and [S 1301](#) have been correctly enrolled.

LAKEY, Chairman

The President Pro Tempore signed Enrolled [S 1285](#), as amended, [S 1330](#), as amended, [S 1353](#), [S 1289](#), as amended, [S 1321](#), [S 1322](#), [S 1323](#), [S 1324](#), [S 1325](#), [S 1354](#), [S 1355](#), [SCR 120](#), and [S 1301](#) and ordered them transmitted to the House for the signature of the Speaker.

The Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 1:07 p.m. until the hour of 9:30 a.m., Monday, March 21, 2022.

CHUCK WINDER, President Pro Tempore

Attest: JENNIFER NOVAK, Secretary